IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR

O R D E R

S.B. CRIMINAL REVISION PETITION NO. 88/2007

PAPPU JOGI @ RAGHUVEER NATH Vs. STATE OF RAJASTHAN

DATE: 05.02.2007.

HON'BLE MR. K.S. RATHORE, J.

Mr. D.D. Khandelwal for the accused-petitioner.
Mr. Ashwani Sharma, PP for the State.

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Heard rival submissions of the respective parties on the application under Section 5 of the Limitation Act. Although the accused-petitioner has not been able to satisfy this Court with regard to delay of 102 days in filing the present revision petition, but in the interest of justice, I heard this revision petition on merit also.

The present revision petition under Section 397 r/w Section 401 Cr.P.C. is directed against the order dated 24.03.2006 passed by the Special Judge, SC/ST (Prevention of Atrocities Cases), Ajmer in Criminal Appeal No. 128/2005, whereby the Appellate Court has maintained the judgment dated 31.05.2004 passed by the Additional Civil Judge (JD) & Judicial Magistrate No.3, Ajmer by which the accused-petitioner Pappu Jogi @ Raghuveer Nath has been convicted under Section 411 IPC and sentenced to undergo simple

imprisonment for one year and a fine of Rs. 100/-, in default of payment of fine to further undergo simple imprisonment for two days.

It is not disputed that the appeal is still pending before the SC/ST Court. Therefore, at this stage, I do not want to interfere in the impugned order dated 24.03.2006 passed by the Special Judge, SC/ST (Prevention of Atrocities Cases), Ajmer, but in the interest of justice, I deem it proper to direct the Appellate Court to decided the said appeal expeditiously, but in any case not beyond the period of six months from the date of receipt of certified copy of this order.

With these observations, the revision petition stands dismissed.

The application under Section 5 of the Limitation Act also stands rejected.

(K.S. RATHORE),J.

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